

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2013-055520

03/23/2015

COMMISSIONER BRIAN S. REES

CLERK OF THE COURT  
E. Morgenstern  
Deputy

M T C FINANCIAL INC

REX C ANDERSON

v.

TREASURER OF MARICOPA COUNTY, et al.

TREASURER OF MARICOPA COUNTY  
NO ADDRESS ON RECORD

JACK BYRSKI  
18023 N 21ST ST  
PHOENIX AZ 85022  
FORTUNATE WORRALL  
PO BOX 151433  
ELY NEVADA 89315

MINUTE ENTRY

The court has reviewed this file for an Application for distribution of excess proceeds. The file meets the requirements, however, the court is hesitant to make the distribution because the petitioner has not proven that the proceeds are fully his. The court will therefore make distribution of the proceeds, in 30 days, with the following additional terms in the judgment, unless there is an objection otherwise.

The additional terms are "The applicant and his wife are joint tenants on the title, as husband and wife. To that extent, one of the parties may claim the proceeds for both. However, because the parties have divorced, and the terms of the divorce require a distribution of the proceeds the court orders that the funds be made payable to the applicant, in trust for distribution pursuant to the court's order of 8/29/2007 in FC 2006-053378, which provides for an equal distribution of the proceeds, but the applicant may have rights of collection for judgments issued against the ex-wife."

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2013-055520

03/23/2015

Finally the court notes that the notice of application was not served upon the wife. However, the lack of service was her own failing and does not preclude distribution accordingly. The wife last used and advised the court of her address at the PO box., in 2014. However, the court notes that returned mail from that address shows a new address in Ely Nevada. The court will endorse her at that address and allow her that notice for any objections to the distribution of the proceeds as above.